

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE: Shirley Viverette

Debtor

)
) **Case No: 17 B 04355**
) **Judge: Hunt**
) **Chapter 13**
)

NOTICE OF MOTION

Served upon the following parties electronically:

Office of United States Trustee, Dirksen Federal Building, 219 S. Dearborn, St., Room 873, Chicago, IL 60604

Trustee: Marilyn O. Marshall, 224 S Michigan, Ste. 800, Chicago, IL 60604

and served upon the following parties via U.S. Mail:

Debtor: Shirley Viverette, 1614 N. Central Ave, Chicago, IL 60639

Creditor: Ocwen Loan Servicing LLC, P.O. Box 24736, West Palm Beach, FL 33416.

Creditor's Attorney: Codilis & Associates, 15W030 North Frontage Rd, Suite 100, Burr Ridge, IL 60527

See Attached Service List

PLEASE TAKE NOTICE that on July 22, 2019 at 9:30 a.m.,

or as soon thereafter as I may be heard, I shall appear before the Honorable Judge Hunt,
or any other Bankruptcy Judge presiding in her place in Courtroom 719 of the Dirksen
Federal Building, 219 S. Dearborn St., Chicago, Illinois, on the attached Motion to
Modify Plan, and shall request that the attached Order be entered, at which time you may
appear if so desired.

PROOF OF SERVICE

I, The undersigned, an attorney, hereby certify that a copy of this notice was served electronically or mailed to the above persons, at her respective addresses, postage prepaid, by depositing in the U.S. Mail at 211 W. Wacker Dr., Chicago, IL 60606, before 6:00 p.m. on or before June 26, 2019.

/s/ Angelica Harb
Angelica Harb
Law Office of Jason Blust, LLC
211 W. Wacker Dr., Ste. 300
Chicago, IL 60606
312-273-5001

Label Matrix for local noticing 0752-1 Case 17-04355 Northern District of Illinois Eastern Division Fri Jun 21 17:33:49 CDT 2019	Deutsche Bank National Trust Company, as Trustee Codilis and Associates, P.C. 15W030 N. Frontage Road, Suite 100 Burr Ridge, IL 60527-6921	Ocwen Loan Servicing, LLC as servicer for De c/o Codilis & Associates, P.C. 15W030 N. Frontage Road, Suite 100 Burr Ridge, IL 60527-6921
U.S. Bankruptcy Court Eastern Division 219 S Dearborn 7th Floor Chicago, IL 60604-1702	Acceptance Now 5501 Headquarters Dr. Plano, TX 75024-5837	American InfoSource as agent for T Mobile PO Box 248848 Oklahoma City, OK 73124-8848
American InfoSource LP as agent for T Mobile/T-Mobile USA Inc PO Box 248848 Oklahoma City, OK 73124-8848	(p)CAINE & WEINER COMPANY 12005 FORD ROAD 300 DALLAS TX 75234-7262	Capital One c/o Portfolio Recovery Assoc. PO Box 41067 Norfolk, VA 23541-1067
Cavalry Investments, LLC 500 Summit Lake Drive, Ste 400 Valhalla, NY 10595-2321	CitiFinancial Mortgage Company Inc 4050 Regent Irving, TX 75063-2246	CitiFinancial Servicing LLC PO Box 6043 Sioux Falls, SD 57117-6043
Codilis & Associates, P.C. Bankruptcy Department 15W030 North Frontage Rd., Ste. 100 Burr Ridge, IL 60527-6921	Comenity Bank/Avenue PO BOX 182125 Columbus, OH 43218-2125	Comenity Bank/jssclndn PO BOX 182789 Columbus, OH 43218-2789
Diamond Window Company 5030 W Lawrence Ave. Chicago, IL 60630-3822	Diamond Window Company c/o Allan Levin 221 S. LaSalle, Ste. 2036 Chicago, IL 60601	First Premier Bank PO Box 2208 Vacaville, CA 95696-8208
(p)FORD MOTOR CREDIT COMPANY P O BOX 62180 COLORADO SPRINGS CO 80962-2180	IL Bell Telephone Company Karen Cavagnaro, Paralegal One AT&T Way, Room 3A104 Bedminster, NJ 07921-2693	Lou Harris 613 Academy Dr Northbrook, IL 60062-2420
Ocwen Loan Servicing, LLC 1661 Worthington Rd., Ste. 100 West Palm Beach, FL 33409-6493	(p)PORTFOLIO RECOVERY ASSOCIATES LLC PO BOX 41067 NORFOLK VA 23541-1067	Quantum3 Group LLC PO Box 788 Kirkland, WA 98083-0788
Quantum3 Group LLC as agent for MOMA Funding LLC PO Box 788 Kirkland, WA 98083-0788	Sherman & Purcell 120 S. LaSalle St. #1460 Chicago, IL 60603-3575	Syncb/Carcare One PO BOX 965036 Orlando, FL 32896-5036
The Outsource Group 3 Cityplace Dr. Saint Louis, MO 63141-7089	(p)TOYOTA MOTOR CREDIT CORPORATION PO BOX 8026 CEDAR RAPIDS IA 52408-8026	Angelica Harb Law Office of Jason Blust, LLC 211 W. Wacker Dr., Ste. 300 Chicago, IL 60606-1390

Jason Blust
Law Office of Jason Blust, LLC
211 W. Wacker Drive
Ste. 300
Chicago, IL 60606-1390

Marilyn O Marshall
224 South Michigan Ste 800
Chicago, IL 60604-2503

Patrick S Layng
Office of the U.S. Trustee, Region 11
219 S Dearborn St
Room 873
Chicago, IL 60604-2027

Shirley W Viverette
1614 N. Central Ave.
Chicago, IL 60639-4115

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Caine & Weiner
PO Box 5010
Woodland Hills, CA 91365

Ford Motor Credit Company LLC
PO Box 62180
Colorado Springs, CO 80962

(d)Ford Motor Credit Corporation
Ford Credit National Bankruptcy Ctr
Po Box 537901
Livonia, MI 48153

Portfolio Recovery Associates
PO Box 41067
Norfolk, VA 23541

(d)Portfolio Recovery Associates, LLC
Successor to CAPITAL ONE, N.A.
(CAPITAL ONE)
POB 41067
Norfolk, VA 23541

(d)Portfolio Recovery Associates, LLC
Successor to SYNCHRONY BANK
(CAR CARE ONE)
POB 41067
Norfolk, VA 23541

Toyota Motor Credit
PO BOX 8026
Cedar Rapids, IA 52408

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)FORD MOTOR CREDIT COMPANY LLC

(d)Cavalry Investments, LLC
500 Summit Lake Drive, Ste. 400
Valhalla, NY 10595-2321

End of Label Matrix
Mailable recipients 33
Bypassed recipients 2
Total 35

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MOTION TO MODIFY PLAN

Now comes Shirley Viverette(hereinafter referred to as “Debtor”), by and through her attorneys, and moves this Honorable Court for entry of an Order Modifying Plan, pursuant to section 1329 of the bankruptcy code, and in support thereof, respectfully represents as follows:

1. On February 15, 2017, the Debtor filed a petition for relief under Chapter 13 of the Bankruptcy Code.
2. This Honorable Court confirmed the Debtor’s Chapter 13 plan on June 26, 2017. The confirmed plan called for payments of \$620.00 per month for 2 months, and payments of \$640.00 per month for 58 months, paying unsecured creditors not less than 100% on their claims.
3. Section E5(a) of the confirmed plan currently provides for \$6,500.00 in pre-petition arrears to be paid to Ocwen Loan Servicing, LLC.
4. On June 7, 2019, this Honorable Court granted the Debtor’ Motion to Incur Debt to refinance her property located at 1614 N. Central Ave, Chicago, IL 60639.
5. The Debtor is scheduled to close with Nations Lending on June 27, 2019. Nations Lending Corporation will be paying the remaining balance owed to Ocwen Loan Servicing, LLC.

6. Debtor is requesting that the Trustee no longer pay the pre-petition arrears owed to Ocwen Loan Servicing, LLC.

WHEREFORE, Debtor prays that this Honorable Court enter an Order for the following relief:

1. Modifying the Chapter 13 Plan to remove the set payments to Ocwen Loan Servicing, LLC in Section E5(a).
2. For such other relief as this Court deems proper under the circumstances.

Respectfully submitted,

 /s/ Angelica Harb
Angelica Harb
Law Office of Jason Blust, LLC
211 W. Wacker Dr., Ste. 300
Chicago, IL 60606
312-273-5001